

AMENDED IN ASSEMBLY JUNE 26, 2014

AMENDED IN ASSEMBLY JUNE 16, 2014

AMENDED IN SENATE MAY 1, 2014

AMENDED IN SENATE APRIL 10, 2014

SENATE BILL

No. 850

Introduced by Senator Block

(Principal coauthor: Senator Hill)

**(Coauthors: Senators Anderson, Beall, Correa, Hueso, Lara, Roth,
Torres, Vidak, and Wyland)**

(Coauthor: Assembly Member Chávez)

January 9, 2014

An act to add and repeal Article 3 (commencing with Section 78040) to of Chapter 1 of Part 48 of Division 7 of Title 3 of the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

SB 850, as amended, Block. Public postsecondary education: community college districts: baccalaureate degree pilot program.

Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law requires the board of governors to appoint a chief executive officer, to be known as the Chancellor of the California Community Colleges. Existing law establishes community college districts, administered by governing boards, throughout the state, and authorizes these districts to provide instruction to students at the community college campuses maintained by the districts.

Existing law requires community colleges to offer instruction through, but not beyond, the 2nd year of college and authorizes community colleges to grant associate degrees in arts and science.

This bill would, commencing January 1, 2015, authorize the board of governors, in consultation with the California State University and the University of California, to establish a statewide baccalaureate degree pilot program at not more than 15 community college districts, with one baccalaureate degree program each, to be determined by the chancellor and approved by the board of governors. The bill would prohibit each participating district from offering more than one baccalaureate degree program within the district, as specified. The bill would require a district baccalaureate degree pilot program to commence by the beginning of the 2017–18 academic year, and would require a student participating in a baccalaureate degree pilot program to complete his or her degree by the end of the 2022–23 academic year. The bill would require participating community college districts to meet specified requirements, including, but not limited to, offering baccalaureate degree programs and program curricula not offered by the California State University or the University of California, and in subject areas with unmet workforce needs, as specified.

This bill would also require the governing board of a participating community college district to submit certain items for review by the chancellor and approval by the board of governors, including, among other things, the administrative plan for the baccalaureate degree pilot program and documentation of consultation with the California State University and the University of California. The bill would provide that the Department of Finance and the Legislative Analyst's Office shall jointly conduct *both* a statewide *interim* evaluation *and a statewide final evaluation* of the statewide baccalaureate degree pilot program implemented under this article, as specified, and to report the results of ~~the evaluation~~, *interim and final evaluations* in writing, to the Legislature and the Governor on or before July 1, ~~2021~~, *2018, and July 1, 2022, respectively*. The bill would provide that *on or before March 31, 2015*, the board of governors shall develop, and adopt by regulation, a funding model for the support of the statewide baccalaureate degree pilot program, as specified.

This bill would make these provisions inoperative on July 1, 2023, and would repeal the provisions on January 1, 2024.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares all of the
2 following:

3 (a) California needs to produce one million more baccalaureate
4 degrees than the state currently produces to remain economically
5 competitive in the coming decades.

6 (b) The 21st century workplace increasingly demands a higher
7 level of education in applied fields.

8 (c) There is demand for education beyond the associate degree
9 level in specific academic disciplines that is not currently being
10 met by California's four-year public institutions.

11 (d) Community colleges can help fill the gaps in our higher
12 education system by granting baccalaureate degrees in a limited
13 number of areas in order to meet a growing demand for a skilled
14 workforce.

15 (e) These baccalaureate programs will be limited and will not
16 in any way detract from the community colleges' traditional
17 mission to advance California's economic growth and global
18 competitiveness through education, training, and services that
19 contribute to continuous workforce improvement, nor will these
20 programs unnecessarily duplicate similar programs offered by
21 nearby public four-year institutions.

22 (f) Community colleges can provide a quality baccalaureate
23 education to their students, enabling place-bound local students
24 and military veterans the opportunity to earn the baccalaureate
25 degree needed for new job opportunities and promotion.

26 (g) Twenty-one other states, from Florida to Hawaii, already
27 allow their community colleges to offer baccalaureate degrees.
28 California is one of the most innovative states in the nation, and
29 the California Community Colleges will use that same innovative
30 spirit to produce more professionals in health, biotechnology,
31 public safety, and other needed fields.

32 SEC. 2. Article 3 (commencing with Section 78040) is added
33 to Chapter 1 of Part 48 of Division 7 of Title 3 of the Education
34 Code, to read:

1 Article 3. Baccalaureate Degree Pilot Program

2
3 78040. For purposes of this article, “district” means any
4 community college district identified by the Chancellor of the
5 California Community Colleges as participating in the statewide
6 baccalaureate degree pilot program. Each participating district
7 may establish one baccalaureate degree pilot program pursuant to
8 Section 78041.

9 78041. Notwithstanding Section 66010.4, and commencing
10 January 1, 2015, the Board of Governors of the California
11 Community Colleges, in consultation with the California State
12 University and the University of California, may authorize the
13 establishment of district baccalaureate degree pilot programs that
14 meet all of the eligibility requirements set forth in Section 78042.
15 A district pilot program established pursuant to this article shall
16 commence no later than the 2017–18 academic year. A student
17 participating in a baccalaureate degree pilot program shall complete
18 his or her degree by the end of the 2022–23 academic year. For
19 purposes of this section, a pilot program commences when the first
20 class of students begins the program. The statewide baccalaureate
21 degree pilot program shall consist of a maximum of fifteen districts,
22 with one baccalaureate degree program each, to be determined by
23 the Chancellor of the California Community Colleges and approved
24 by the Board of Governors of the California Community Colleges.

25 78042. (a) A district shall seek approval to offer a
26 baccalaureate degree program through the appropriate accreditation
27 body.

28 (b) When seeking approval from the Board of Governors of the
29 California Community Colleges, a district shall maintain the
30 primary mission of the California Community Colleges specified
31 in paragraph (3) of subdivision (a) of Section 66010.4. The district,
32 as part of the baccalaureate degree pilot program, shall have the
33 additional mission to provide high-quality undergraduate education
34 at an affordable price for students and the state.

35 (c) *As a condition of eligibility for consideration to participate*
36 *in the statewide baccalaureate degree pilot program, a district*
37 *shall have a written policy that requires all potential students who*
38 *wish to apply for a Board of Governors Fee Waiver pursuant to*
39 *Section 76300 to complete and submit either a Free Application*

1 *for Federal Student Aid or a California Dream Act application in*
2 *lieu of completing the Board of Governors Fee Waiver application.*

3 ~~(e)~~

4 *(d)* A district shall not offer more than one baccalaureate degree
5 program, as determined by the governing board of the district and
6 approved by the Board of Governors of the California Community
7 Colleges, and subject to the following limitations:

8 (1) A district shall identify and document unmet workforce
9 needs in the subject area of the baccalaureate degree to be offered
10 and offer a baccalaureate degree at a campus in a subject area with
11 unmet workforce needs in the local community or region of the
12 district.

13 (2) A baccalaureate degree pilot program shall not offer a
14 baccalaureate degree program or program curricula already offered
15 by the California State University or the University of California.

16 (3) A district shall have the expertise, resources, and student
17 interest to offer a quality baccalaureate degree in the chosen field
18 of study.

19 (4) A district shall not offer more than one baccalaureate degree
20 program within the district, which shall be limited to one campus
21 within the district.

22 (5) A district shall notify a student who applies to the district's
23 baccalaureate degree pilot program that the student is required to
24 complete his or her baccalaureate degree by the end of the 2022–23
25 academic year, as specified in Section 78041.

26 ~~(d)~~

27 *(e)* A district shall maintain separate records for students who
28 are enrolled in courses classified in the upper division and lower
29 division of a baccalaureate program. A student shall be reported
30 as a community college student for enrollment in a lower division
31 course and as a baccalaureate degree program student for
32 enrollment in an upper division course.

33 ~~(e)~~

34 *(f)* A governing board of a district seeking authorization to offer
35 a baccalaureate degree pilot program shall submit all of the
36 following for review by the Chancellor of the California
37 Community Colleges and approval by the Board of Governors of
38 the California Community Colleges:

39 *(1) Documentation of the district's written policy required by*
40 *subdivision (c).*

1 ~~(1)~~

2 (2) The administrative plan for the baccalaureate degree pilot
3 ~~program.~~ *program, including, but not limited to, the governing*
4 *board of the district's funding plan for its specific district.*

5 ~~(2)~~

6 (3) A description of the baccalaureate degree pilot program's
7 curriculum, faculty, and facilities.

8 ~~(3)~~

9 (4) The enrollment projections for the baccalaureate degree pilot
10 program.

11 ~~(4)~~

12 (5) Documentation regarding unmet workforce needs specifically
13 related to the proposed baccalaureate degree pilot ~~program.~~
14 *program, and a written statement supporting the necessity of a*
15 *four-year degree for that program.*

16 ~~(5)~~

17 (6) Documentation of consultation with the California State
18 University and the University of California regarding collaborative
19 approaches to meeting regional workforce needs.

20 ~~(f)~~

21 ~~(g)~~ (1) ~~The~~ *On or before March 31, 2015, the* Board of
22 Governors of the California Community Colleges shall develop,
23 and adopt by regulation, a funding model for the support of the
24 statewide baccalaureate degree pilot program that is based on a
25 calculation of the number of full-time equivalent students enrolled
26 in all district pilot programs.

27 (2) Funding for each full-time equivalent student shall be ~~at an~~
28 ~~agreed-upon~~ *a marginal cost calculation calculation, as determined*
29 *by the Board of Governors of the California Community Colleges,*
30 *that shall not exceed the California State University's marginal*
31 *cost calculation for a full-time equivalent student.*

32 (3) A student in a baccalaureate degree pilot program authorized
33 by this article shall not be charged fees higher than the mandatory
34 systemwide fees charged for baccalaureate degree programs at the
35 California State University.

36 (4) Fees for upper division coursework in a baccalaureate degree
37 pilot program shall be set and approved by the Legislature in a
38 manner consistent with the setting of fees for lower division
39 coursework at the California Community Colleges. Fees for lower
40 division coursework in a baccalaureate degree pilot program shall

1 not exceed the fees for other lower division coursework offered
2 by the California Community Colleges.

3 ~~(g)~~

4 (h) (1) The Department of Finance and the Legislative Analyst's
5 Office shall jointly conduct ~~a both an interim and a final~~ statewide
6 evaluation of the statewide baccalaureate degree pilot program
7 implemented pursuant to this article. ~~The~~

8 (2) *The results of the interim evaluation shall be reported as a*
9 *progress report, in writing, to the Legislature and the Governor*
10 *on or before July 1, 2018. The interim evaluation shall include,*
11 *but is not limited to, all of the following:*

12 (A) *How many, and which specific, districts applied for a*
13 *baccalaureate degree pilot program, and the baccalaureate degree*
14 *pilot programs they applied for.*

15 (B) *Which potential four-year baccalaureate degrees were*
16 *denied and why were they denied.*

17 (C) *Baccalaureate degree pilot program costs and the funding*
18 *sources that were used to finance these programs.*

19 (D) *Current trends in workforce demands that require four-year*
20 *degrees for career technical education-related fields.*

21 (E) *Current completion rates, if available, for each cohort of*
22 *students participating in a baccalaureate degree pilot program.*

23 (F) *Recommendations on whether and how the statewide*
24 *baccalaureate degree pilot program can or should be extended*
25 *and expanded.*

26 (3) *The results of the final evaluation shall be reported, in*
27 *writing, to the Legislature and the Governor on or before July 1,*
28 *2021. 2022. The final evaluation ~~required by this section~~ shall*
29 *consider include, but is not limited to, all of the following:*

30 (A) *The number of new district baccalaureate degree pilot*
31 *programs implemented, including information identifying the*
32 *number of new programs, applicants, admissions, enrollments,*
33 *and degree recipients.*

34 (B) *The extent to which the baccalaureate degree pilot programs*
35 *established under this article fulfill identified workforce needs for*
36 *new baccalaureate degree programs, including statewide supply*
37 *and demand data that considers capacity at the California State*
38 *University, the University of California, and in California's*
39 *independent colleges and universities.*

1 (C) Information on the place of employment of students and
2 the subsequent job placement of graduates.

3 (D) Baccalaureate degree program costs and the funding sources
4 that were used to finance these programs, including a calculation
5 of cost per degree awarded.

6 (E) The costs of the baccalaureate degree programs to students,
7 the amount of financial aid offered, and student debt levels of
8 graduates of the programs.

9 (F) Time-to-degree rates and completion rates for the
10 baccalaureate degree pilot programs.

11 (G) The extent to which the programs established under this
12 article are in compliance with the requirements of this article.

13 *(H) Recommendations on whether and how the statewide*
14 *baccalaureate degree pilot program can or should be extended*
15 *and expanded.*

16 ~~(2)~~

17 (4) A district shall submit the information necessary to conduct
18 the ~~evaluation~~ *evaluations* required by paragraph (1), as determined
19 by the evaluators, to the Chancellor of the California Community
20 Colleges, who shall provide the information to the evaluators upon
21 request.

22 ~~(3)~~

23 (5) A report to be submitted pursuant to paragraph ~~(1)~~ (2) *or*
24 (3) shall be submitted in compliance with Section 9795 of the
25 Government Code.

26 78043. This article shall become inoperative on July 1, 2023,
27 and as of January 1, 2024, is repealed, unless a later enacted statute
28 that is enacted before January 1, 2024, deletes or extends that date.